Scott II-27—58,004—4-11-46.

Revenue (194$_8$) Department.

Ms. SERIES.

G.O. NO. 158

Dated 26th January 1948

[Despatch Abstract.]

Revenue Recovery - (South Kanara) - Coondapur tauk - Mudur village Holding No.1 - Arrears - Realisation - orders passed.

Back Papers.

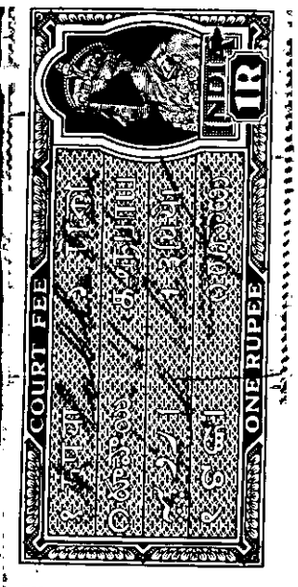
G.O.	No.	Department.	Date.	G.O.	No.	Department	Date.
	15	Rev	31.1.47	Ms.	1552	Rev	19.7.47
	2424	Rev	illegible				
	861	Rev	29.illegible				
	1859	Rev	18.9.47				
	1292	Rev	12.7.45				
	1552	Rev	19.7.47				
	2263	Rev	illegible				

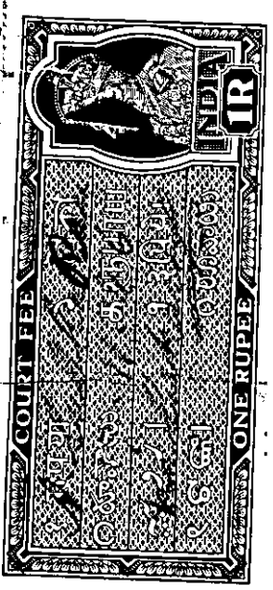
Further Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	613	Rev	9.3.48				
	1346	Rev	7.6.48				
	1638	Rev	13.7.48				
	2610	Rev	5.10.51				
	3215	Rev	5.12.52				

Revenue

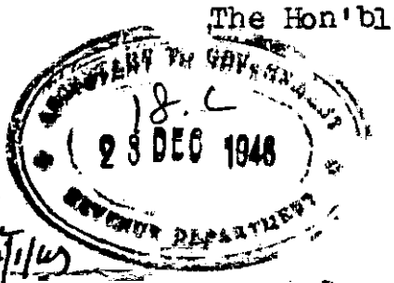
Revenue Transport Dept 22/12





To

The Hon'ble Minister for Revenue,
Govt. of Madras,
Fort St. George,
G.T. Madras.



L1 4/1/47

A. Subba Rao, son of Attavar Rama Rao, residing in Nireswallya, Mangalore Town.) Petitioner.

Petitioner abovenamed begs to state:-

1. That the properties comprised in Patta No.1 of Mudur village, Coondapoor Taluq, S.Kanara District, is a forest tract consisting of about 2078 acres of Punja plot and about 18 acres of land classified as Nanja and Bagayath but which remain fallow. The whole property is assessed at Rs.677- 0- 0.

The said properties originally belonged to Petitioner's father Attavar Rama Rao, who owned other properties in the District paying an assessment of over Rs.4000/-. The said Attavar Rama Rao however fell into evil days and large amounts became due from him. To the Srimadanantheswara Temple at Manjeshwar alone he had to pay a sum of Rs.250,000/- and to Sri Pandit Shiva Rao and Kalyani Bai he had to pay over Rs.50,000/-.

3. The aforesaid Pandit Shiva Rao and Kalyani Bai brought to sale over 300 acres Nanja and Bagayat plots together with 700 & odd acres of 1st class forest land adjoining the abovementioned tract and purchased the same in part satisfaction of their decrees for Rs.6000/-. For the balance they sought to sell plot comprised in Patta No.1 mentioned above. The same could not be sold as there were no purchasers, with the result that the decree was ultimately held to have become barred in July 1943.

4. The remaining properties of Attavar Rama Rao were put in possession of a Receiver at the instance of Sri Madanantheswar Temple the other major creditor and they

were ultimately sold.

Hence out of the vast estates of Sri Attavar Rama Rao only the properties comprised in the Patta No.1 and an adjoining portion of about 542 acres of dry land in Patta No.2 of the aforesaid Mudur village, Coondapoor Taluq, have remained to petitioner and his minor younger brother Sadananda, who are the sole heirs of Attavar Rama Rao, and who are left only with these properties.

5. Petitioner submits that the aforesaid tract is a non-yielding highly malarial place where no cultivation is carried on, nor is it possible to cultivate. The entire village of Muddur consists of 14800 & odd acres of land and there are only about 160 residents. No cultivation is being carried on even of arable Nanja and Bagayath lands in the said village and large portions have been sold for non-payment of assessment.

6. The tract comprised in Patta No.1 and the portion of Patta No.2 belonging to petitioner and his brother are pure hill tracts very near to the Kotesadri Hills. They are bounded by British reserve forests on southern and northern sides and of Mysore forest territory on the eastern side. There is no proper communication from the towns and no adequate facilities for any agricultural purposes. Hence the property is not yielding anything, nor can it be made to yield any unless vast amounts are sunk therein. Further, the intended forest legislation is impeding the possibility of even a private sale of the said tract.

7 Petitioner submits that this tract is non-yielding is evident from the fact that a limited concern The Laxmi Forests, floated for the forest tracts now comprised in patta No.2, 18 & 22 of the said village, which are much better properties, could not be worked with the result that the Company went into liquidation.

8. That on 12-9-1933 the moveables of the Sri

Attavar Rama Rao had to be sold for the realisation of the arrears of assessment due on this forest tract comprised in Patta No.1 up to 1930. On a consideration of all these facts the Govt. had remitted the assessment due for the years 1931 and 1932.

9. Petitioner has attained age on 11-3-1945. His younger brother who owns a half share in the properties is still a minor. He now finds that assessment from 1933 has remained unpaid. The same has remained unpaid only due to want of funds. As aforesaid Petitioner owns no property except those comprised in Patta No.1 and another forest tract of 542 acres adjoining thereto and comprised in Patta No.2. Both these as aforesaid are absolutely non-yielding. Petitioner has no funds and is not able to pay the accumulated Revenue which comes to a large amount.

10. Petitioner submits that he applied to the Revenue Board by a petition dated 1-8-1946 praying for remission of the said arrears. The Board nowever in G.O.M. No.2263 dated 12-10-46, without assigning any valid reason have rejected the petition and threatened to put up the properties to sale.

11. Petitioner submits that these tracts are the sole remaining assets of himself and his minor brother. If put up for sale it will not fetch any amount. Even Padit Shiva Rao could not get it sold and had to allow a decree to become barred. The accumulated revenue being huge charge on the property petitioner is handicapped in his attempts to start any project to make the tract yield.

12. Petitioner therefore prays that the entire arrears of revenue up to date may be remitted and justice done to him. He will pay the assessment in future as it falls due.

13. If for any reason the total remission is found not to be feasible, he may be directed to pay not more than 6 year's revenue free of interest and some time may be granted for payment of the same and that justice be done to him and his minor brother.

Mangalore,
D/- 8 -11-1946)

Petitioner A. Subba

Plaint and Petition Rec'd 27.1.47 B/30/1/1/N

4 Rev. Dept

Memo No 18 & C/47-1 dated 27.1.47

Assessment - Land Revenue - (South Kanara) Coondapur Taluk - Mudur village - Arrears

Ref: Petition of Sri A. Subba Rao dated 8.11.46.

Forwarded to the Bd. of Rev. The Bd is requested to report the total land revenue arrears due on holdings Nos 1 and 2 of Mudur village, Coondapur Taluk South Kanara Dt up-to-date and (2) whether the amount could be collected in instalments and if so, how.

Rec'd 27.1.47.

(M 31/1/47)

To: The Bd. of Rev. (with copy of petition at Pr 1-3 Cf.)

Pr 1-3 Cf.

Issued on 4/3 — Reply Due on 7/4/47 — Returned on 1.4.47. 7.4.47 — NOR.

30/4 — 15/5 — 20/5

on P 2 N F.

Revenue Department.

Assessment - Land Revenue(South Kanara) -Coondapur taluk - Mudur village - Holding No. 1 - Request for remission of arrears - Refused- Buying in of lands by Government - Report -Submitted

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Reference S.No.5552/46-4.

Station, M a d r a s, dated 4th March 1947.

From

C.A.Ramakrishnan, Esq., I.C.S.,
Joint Secretary, Board of Revenue, Madras.

Sir Gerald Priestley K.C.I.E., I.C.S., Commissioner of Land Revenue and Irrigation.

Read the following:- ✓ I.

G.O. No. Ms.2263, Revenue, dated 12th October 1946.

II.

From the Chief Conservator of Forests, Madras, No. 1315 46, dated 4-2-1947.

III.

Government, Revenue Department, Memorandum No. 18 L.C./ dated27th January 1947.

REFERENCE:

The Board invites the attention of the Government to paragraph 3 of its Ref. No. S.5552/46-2, dated 14th September 1946 and to paragraph 2 of their orders in G.O.No. Mis.2263, Rev.,dated 12-10-1946. The Chief Conservator of Forests, Madras, now reports that it is highly desirable that the Government should

buy the block and constitute it a Reserved Forest. Copies of his letter No. 13155/46-D-1, dated 4-2-1947 and the District Forest Officer's letter referred to therein are enclosed.

2. Sri A Subba Rao has submitted a subsequent petition to the Government on 8-11-1946 for remission of the entire land revenue arrears promising topay the assessment in future as it falls due or in the alternative for the remission of at least a portion of the arrears. In their memo No. 18 L.C./47-1, Rev., dated 27-1-1947, the Government have called for a report in the matter. The Board considers that the question of buying in of some of the lands belonging to the petitioner may be deferred till his subsequent petition tothe Government is disposed of.

--for Joint Secretary.

To

The Secretary to Government, Revenue Department, Madras,
(with a copy of letter from the Chief Conservator of Forests and its enclosure and sketch in original.)

Copy of letter from the Chief Conservator of Forests, Madras. Ref. No.13185-46-D-1, dated 4-2-1947.-

Assessment:- Land Revenue (South Kanara) - Coondapur taluk Mudur village - H.No. 1 - Arrears suspended - sale under the Revenue Recovery Act - Purchase by Government.

Ref.- Board's Ref. Nos. S.5552-46-2, dated 14-9-1946, and 5552/46-3, dated 21-10-1946.

A copy of the [illegible] South Kanara, No. 3824/46-D-1, dated 20-12-1946, is enclosed.

It is highly desirable that Government should buy in block and constitute it a Reserve Forest.

Copy of R.C.No. 3824-46-D, dated 20-12-1946 from the District Forest Officer, South Kanara, to the Conservator of Forests, Ootacamund Circle.-

Reference:- Your R.C.No. 3137/46, dated 8-10-1946.

This office R.C.No. 3824/46-D, dated 26-11-1946.

Subject:- Assessment - Land Revenue - (South Kanara) Coondapur taluk - Mudur village - H-No. 1- Arrears - Suspended - Revision petition - Rejected - land for sale for recoveries of arrears.

In my above reference dated 26-11-1946 I promised to submit my report by the 15th December, on receipt of certain information from Range Officer, Coondapur. The Range Officer has not furnished the required information as he could not secure conserned karnam's presence. The result is that a correct sketc cannot be prepared. I have wired Range Officer to secure Karnam' presence and collect required information through Tahsildar, Coondapur who also has been addressed the- to render all possibl help to the Range Officer.

2. Under the circumstances, to avoid further delay I am submitting my report with the sketch available. A revised sketch on receipt of the information from Range Officer will follow and may be expected in early January 1947.

3. The property belonging to late Sri A.Rama Rao as shown in the enclosed sketch comprises of the following survey fields.

S.No.	Class.	Extent. A.	C.
29	Panja (Dry)	0	96
38/1	"	3	37
16/1	"	626	10
63	"	1024	60
83	"	83.70	
62	"	339.	39
	Total	2078	12
19	Panja (Wet)	3	06
119/1	"	2	41
38/2		8	82
119/2	Garden	3.30	

are contiguous to each other and is between Southern boundary of Madibare R.F. and another boundary of Nagankalbare R.F. This block actually breaks the continuity of Ghat Forests along the Mysore frontier boundary. To have the continuity by reserving this link is highly desirable. Further there are water heads of two important streams in the block and, this further adds to the desirablity of the block being reserved.

5. This block contains moist deciduous to semi-evergreen growth in the lower and middle slopes and they are in their virgin form without any interferance so far except in about 100 to 150 acres, cumried some 20 years back but now they are all covered with thick jungle growth. These slopes contain mostly Terminalin paniculata, Venteak, Chinnamon spi, Mango, Albizzias and other semi evergreen species, with middle storey containing Aprosias, Holigrama, Schleaheousalias etc., and the undergrowth full of canes. The height growth is 60 to 70 feet. The upper slopes contain evergreen forests of valuable type containing dooma trees, Baliga trees (Poeciloneuron indicum). Poon trees(Calophyllum), Terminalia paniculata, cinnamon and other evergreen of Ghat forests of South Kanara and their height growth is 70 to 90 feet over or even more.

6. From 6 mile 3 furlong on Jedkal Kollur road an old art track which is even now in use runs practically to the foot of these hills leaving about 2 to 3 miles gap and if this cart track is repaired it will form an important extraction road not only for exploiting this area but also for Madibare Reserved Forest and Nagankalbare Reserved Forest which engulf this block.

7. Considering all the circumstances I am strongly in favour of reservation of the block.

8. Survey No. 83 which measures 83.70 acres lies apart, No.119/1, and 2 whose extent is 5.71. acres lie still farther away and these bits will therefore not be useful to the department.

Endorsement on the above by the Conservator of Forests, Ootacamund Circle, Roc. No. 3137-46, dated 7-1-1947.

A copy of the South Kanara District Forest Officer's report with a sketch is submitted to the Chief Conservator of Forests, Madras.

2. I agree with the District Forest Officer.

3. A copy of the revised sketch will be submitted on receipt from the District Forest Officer.

(Office copy)

Memo. No. 10 — [illegible]

Assessment – Land Revenue (South Kanara) – Coondapur Taluk – Mudur village – Arrears – Petition of Sri A. Subba Rao dated [illegible] – Burying in of lands by Govt. – From the Bd. of Rev. Refce. S.No 5552/46-4 – dated 4.3.47.

The Govt. accept the Govt. proposal that the question of burying of some of the lands belonging to the petitioner may be deferred till his petition (quoted above to the Govt. is disposed of. dtd 1.3.47) The view expressed by the Bd. in the 2nd para of its Rep. quoted above is accepted.

2 The Bd. may be informed accordingly.

REVENUE DEPARTMENT.

Subject.

ASSESSMENT - Land Revenue - (South Kanara) - Coondapur taluk - Mudur village - Holding Nos. 1 & 2 - Arrears - Report submitted.

****

Reference C. 3546/47-1

Station: Madras. Dated 8-5-1947.

From

C.A. Ramakrishnan Esq., I.C.S.,
Joint Secretary, Board of Revenue.

--

S. Ranganathan Esq., O.B.E., I.C.S.,
Commissioner of Land Revenue & Commercial Taxes.

ASSISTANT TO GOVERNMENT
10 MAY 1947
REVENUE DEPARTMENT

READ:-

I
Government Memo No. 18 LC/47-1 dated 27-1-1947.

II
Collector's D.Dis. 2832/47 dated 10-4-47.

..

Ref: Board's Reference S. 1044/47-1 dated 18-2-1947.

--

Holding No.1 of Mudur village stands registered jointly in the names of the petitioner Sri A. Subba Rao and his minor brother Sadananda. The total land revenue arrears in respect of the holding are as follows:-

Fasli	1342	Rs. 751- 3-0
"	1343	Rs. 859- 7-0
"	1344	Rs. 715- 4-0
"	1345	Rs. 716- 6-0
"	1346	Rs. 759-15-0
"	1347	Rs. 765- 4-0
"	1348	Rs. 787-11-6
"	1349	Rs. 796- 2-0
"	1350	Rs. 796- 2-0
"	1351	Rs. 617- 1-0
"	1352	Rs. 617- 1-0
"	1353	Rs. 629-12-0
"	1354	Rs. 629-12-0
"	1355	Rs. 646-12-0
		Rs. 10087-12-6
Current demand fasli	1356	Rs. 646-12-0
	Total	Rs. 10734- 8-6

2. Out of this amount, the arrears up to fasli 1355 Rs. 10087-12-6) bear an interest of 6% per annum. The collection of this entire amount of Rs. 10087-12-6 has been

P.T.O.

suspended till the end of fasli 1357 in G.O. Ms. No. 1552 dated 19-7-1946.

3. The petitioner, his minor brother mentioned above and three others are the joint registered holders of Holding No. 2 of Mudur village but there are no arrears outstanding against this holding in respect of previous faslis.

4. It has been reported that the lands comprised in holding No. 1 contain extensive forest growth which can be cleared and sold. There are also good cultivable lands comprised in the holding. In the circumstances stated by the petitioner there is no objection to allow him to pay the land revenue arrears due in six equal instalments, the first instalment to commence from the current fasli.

REFERENCE.

Submitted to the Government.

2. The Board recommends the Collector's proposal to recover the arrears in six equal instalments, the first instalment to commence from the current fasli.

FOR JOINT SECRETARY.

To

The Secretary to Government,
Revenue Department.

PBS 8/5

14 14

Rev. Deptt

28/15/7 Pl issue and return

14.7.47

Memo no. 18.LC (47-7 dated 14.7.47)

Assessment - Land Revenue - (South Kanara)

Coondapur talnk Mudur village = Holding

no. 1 - fair value - Report

Ref:- South Kanara Collector's D.D is 2832/47 dated 10.4.47.

From the Bd. of Rev. Refce. C 35 46 (47)-1 dated 8.5.47

The Collector of South Kanara is requested to report urgently, through the Bd. of Rev, the fair value of the holding No 1 of Mudur village, Coondapur talnk, South dk.

It has been reported that the lands comprised in the holding No 1 contains extensive forest growth & that it is highly desirable that Govt should buy up the block & constitute it as a "Reserved Forest"

DPD 60 16/7/47

To

The Collector of South Kanara.

Copy to the Bd. of Rev.

Rv 12.7.47

Ref.C.No.9505/47-B1.

S.K.Collector's Office,
Mangalore. Dated 25-7-47.

From
J.F.Saunders,Esq.,MBE., ICS.,
Collector of South Kanara.

To
The Secretary to Government,
Revenue Department, MADRAS.

Sir,

ASSESSMENT - Land Revenue - (South Kanara) - Coondapoor Taluk - Mudur village - Holding No.1. - Fair value - Report submitted.

Memorandum No.18-L.C./47-7 dated 14-7-47 from the Government.

I have called for a report with full data from the Tahsildar Coondapoor for fixing the fair value of the lands comprised in holding No.1. of Mudur village, Coondapoor Taluk, and a report will be submitted as early as possible.

2/-. In this connection I may point out that the persons interested in the lands comprised in the holding have since applied for permission to sell the entire lands to one Sri R.Venkatrama Ayyer of Madras, under the Preservation of Private Forests Act 1946 for Rs.30,000/-. The permission applied for was granted by me in this office proceedings D.Dis.7144/47 dated 4-7-1947, in which it was made clear to both the parties that the holding is in arrears of Land Revenue to the extent of about Rs.12,000/- and that this amount will be the first charge against the lands inspite of the sale permitted. The parties were further informed that the sanction accorded did not give them any right to cut and remove the tree-growth on the lands, for which separate sanction should be obtained.

3/-. A copy of my proceedings D.Dis.7144/47 dated 4-7-47 is enclosed.

For Collector.

Copy to the Secretary to the Board of Revenue, Land Revenue and Irrigation, Madras.

Bss.267.

D.Dis.7144/47.

Proceedings of the Collector of South Kanara, dated 4-7-47.
J.F.Saunders,Esq.,.MBE., ICS.
****

FORESTS - Private Forests - Coondapoor Taluk - Mudur village - Permission to sell - Petition of Sri A.Subba Rao and two others - Orders passed.

Read; -1. ~~Petition dated~~ 24-5-47 of Sri A.Subba Rao and two others.
2) L.Dis.5904/47 dated 15-6-47 from the Tansildar, Coondapoor.
3) Ref; B-5376/47 dated 23-6-47 from the Revenue Divisional Officer, Coondapoor.
4) Records of Enquiry.

Under the power conferred on him by Sec.3(1) (a) of the Madras Preservation of Private Forests Act 1946, the Collector of South Kanara hereby accords sanction to Sri A.Subba Rao, Attavar Sadanand and Mrs.A. Nagavenianma, registered holders of holding Nos.1 and 2 of Mudur village, Coondapoor Taluk to sell their forest lands comprised in holding No.1 and their share in the joint holding No.2 of the village to Sri R.Venkatrama Ayyer of Madras. The details of the properties are given below.

2/-. The petitioners and the purchaser are however informed that holding No.1 of Mudur village is in arrears of Land Revenue to the extent of a out Rs.12,000/-. and that this amount will be the first charge against all the lands comprised in the holding inspite of the sale contemplated in these proceedings. The parties are further informed that the sanction conveyed in these proceedings does not give them any right to cut and remove the tree-growth existing on the lands, for which separate sanction should be obtained.

Details of the properties permitted to be sold

SHEDULE SHOWING THE PARTICULARS OF THE PROPERTY TO BE SOLD; South Kanara District, Coondapoor Taluk, No.22 Mudur village;

S.No. and S.D.No.	Kisam.	Extent. AC/C.	Land Revenue Assessment. Rs.	As.	Ps.
16-1 ...	Dry.	626-10 ...	156	8	0
19- ...	Wet.	3-6 ...	4	9	0
29- ...	Dry	0-96 ...	0	12	0
36-1 (portion)	Dry	317-46 ..	79	6	0
37- (portion)		80-70 ..	20	3	0
38-1 ...	Dry	3-37 ...	1	11	0
38-2	Wet	8-82 ...	8	13	0
62-	Dry	339-39 ..	84	14	0
63- ...	Dry	1024-60 ...	384	4	0
84-(portion..	Dry	144-43 ...	36	2	0
85- ...	Dry	83-70 ..	20	15	0
119-1 ...	Wet	2-41 ..	2	7.	0
119-2 ...	Garden	3-30	9	14	0
134-5 ...	Wet	0-85 ...	2	9	0
		2639-15	P. 812	15	0

Sd. MM MM MM
COLLECTOR.

To
The petitioners.(3)
The intended purchaser Sri R.VenkatramanAyyer of 13,Salai street, Mylapore, Madras.

Copy to the Tahsildar, Coondapoor.
Copy to the Revenue Divisional Officer Coondapoor with his D.Dis. 37/37 and Taluk D.Dis.7022/43 returned.
Copy to the D.F.O.South Kanara. Copy to A5.

(True Copy)

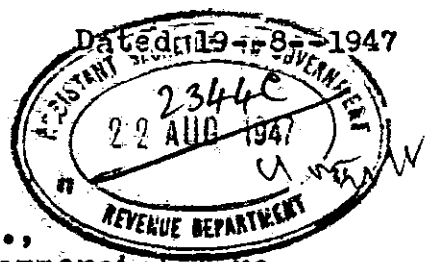
For

REVENUE DEPARTMENT

Subject:--

Amendment - Land Revenue - (South Kanara) - Coondapur Taluk - Mudur village - Holding No.1 - Fair value - Collector's report submitted to Government.

Madras Ref.3546/47-4 Dated 19-8-1947



From

C.A. Ramakrishnan Esq., I.C.S.,
Joint Secretary.

To

S. Renganathan Esq., O.B.E., I.C.S.,
Commissioner of Land Revenue and Commercial Taxes.

Read: From the Government, Memo No.18-Lc/47-7 dated 4-7-47.
- From the Collector of South Kanara Ref.C.No.B.1/9505-47 dated 6-8-47.

REFERENCE:

Submitted to the Government with reference to the Government Memo first cited above.

For Joint Secretary.

To the Secretary to Government, Revenue Department with a copy of Collector's Ref.C.No.B1/9505/47 dated 6-8-57

KJ.20/8.

Ref.C.No.B.1/9505-47. S.Kanara Collector's Office,
Mangalore, dated: 6th Aug.1947.

From

J. F. Saunders Esq. MBE., ICS.,
Collector of South Kanara.

To

The Secretary to Government,
Revenue Department, Madras.

Through

The Secretary, Board of Revenue,
Land Revenue & Commercial Taxes, Madras.

S i r,

ASSESSMENT - Land Revenue (South Kanara) - Coondapur Taluk Mudur Village - Holding No.1 - Fair value - Report - Call for,

Ref: (1) From the Government, Memo No.18 L.C./47-7 Revenue d/14-7-47
(2) This office letter Ref.C.No.9505-47-B.1/25-7-1947.

In continuation of para 1 of my above letter I submit that -- holding No.1 of Mudur Village, Coondapur Taluk contains 14.29 acres wet lands, 3.30 acres of garden lands and 2079.12 acres of dry lands The wet lands are reported to be lying fallow for the last several years and the garden lands are said to contain a few areca trees -- which do not yield well. The dry lands are thickly covered with -- forest growth and they contain valuable timber growth. These properties are situated at the foot of the Western Ghauts in a malarial an inaccessible village where there is practically no demand for land. It is reported that no land with forest growth was sold in the locality for the last several years.

2. It is seen however that the lands included in this holding together with about 542 acres of dry land included in Holding No.2 of the same village have been arranged to be sold for Rs 30,000/- by

P.T.C.

the registered holders thereof. Basing on these figures, the fair value of the land comprised in Holding No.1 works out to Rs 23,836/- or Rs 24,000/- in round figures. Rs 24,000/- may therefore be taken as the fair value of the lands.

For Collector

Copy submitted direct to the Secretary to the Government, Revenue Department, Madras.

Rev. Dept.

By Regd. Post Ack. due to the petitioner only.

Memo No.18 LC/47 – 8 dated 11.9.47

Assessment - Land Revenue - (South Kanara) - Coondapur Taluk - Mudur village - Holding No.1 - Arrears.

From Sri A. Subba Rao, petition dated 8-11-46
To The Bd. of Rev. Memo No.18 LC/47-1 Rev. d/ 27-1-47.
From the -do- Refce. S.No.5562/46-4 dated 4-3-47
To The -do- Memo No.18 LC/47-3 Rev. dated 15-3-47
From the -do- Refce. C.3546/47-1 dated 8-5-47.
To the Bd. of Rev. Memo No 18 LC/47-7 Rev. dated 14.7.47
From the Collector of South Kanara Ref C No 9505/47 dated 25.7.
From the Bd. of Rev. Ref C 35 46/47-4 dated 19.8.47.

The Govt. see no reason to grant the petitioner's request for remitting the entire land revenue arrears or even the excess over six years' land revenue arrears, due on holding No.1 of Mudur village, Coondapur taluk, South Kanara dt.

2. The Govt. are, however, prepared to adopt either of the following courses, which may be acceptable to the petitioner:-

(a) Govt. to fix a fair price for the lands included in the holding and to take the lands at that price, refunding any excess that there may be over and above the land revenue arrears due on the holding

(b) The entire land revenue arrears due on the holding to be paid in six annual instalments, commencing from fasli 1357.

The petitioner is requested to state which of the two courses he would prefer. A reply should be sent within one month from the date of receipt of this Memo.

JMC.
7/8/47

To Sri A. Subba Rao,
s/o Atteyar Rama Rao,
Kireswallya, Mangalore
Town, S. Kanara Dt.

Acknowledgment.

(To be returned to office of posting for delivery to sender)

RECEIVED a registered* Letter No.

addressed to (name) A. Subba Rao

Mirasuvalyu, Mangalore Town

† Insured for Rs. —

† Weighing (*in words*) —

Signature of addressee A. Subba Rao

Date of delivery 18. 9. 1949

* Write here, "letter," "post-card," "packet," or "parcel," as the case may be, preceded by the word "in...d" if the article is insured.

† To be filled up only in the case of insured articles, and to be scored out in the case of other articles.

L, C. & Sons, Cal.—No. 15212 (4317/A-720)—12-12-44—1,00,00,000—Aligarh Area.

Revenue Dept.

Assessment- Land revenue (S.Kanara) Coondapur taluk- Mudur village- Holding No.I- Arrears for fasli 1356- Suspension of collection till the end of fasli 1357- Proposals submitted.

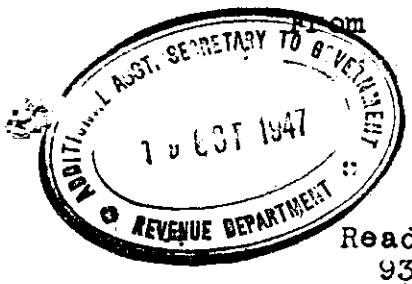
Ref. No.C.9237/47-1.

Madras. 15th October 1947.

From

T.M-S.Mani Esq., O.B.E., I.C.S.,
Secretary, Board of Revenue.

S. Ranganathan Esq., O.B.E., I.C.S.,
Commr.of L.R., and C.T.



Read letter from the Collector of S. Kanara, Ref. A.5-9386/47 dated the 30th Septr.1947 :-

Assessment- (S.Kanara Dt.) Coondapur taluk- Mudur village- H.No. 1- Fasli 1356- Arrears- Due from minors- Suspension till the end of fasli 1357- report.

--

Ref:- 1. This office Ref. A.5- 2742/46 d/ 21st June 46.
2. G.O. Ms. No. 1552 d/ 19th July 46.

--

The assessment due on H. No.1 of Mudur village, Coondapur taluk which stands registered in the name of two minor brothers, is in arrears from fasli 1342 to f asli 1356 The collection of the arrears due for f asli 1342 to 1355 was ordered to be suspended till the end of fasli 1357 by the Govt. in their order cited.

2. The land revenue amounting to Rs.645-12-0 due for fasli 1356 is also in arrears and the Tahsildar certifies to the effect that it is not possible to collect it. The younger of the two brothers, who was born on 1-4-30 will be completing 18 years in April 1948. There is no prospect of collecting the arrears this year also for the same reasons as reported last year in this office reference cited above. I therefore recommend that the collection of the entire arrears of L.R.due for fasli 1342 to 1356 may be suspended till the end of fasli 1357.

Reference:-

Submitted to the Government.-

2. The Board requests that the Government may be pleased to suspend the collection of the arrears of lan revenue for fasli 1356 due on holding No.1 of Mudur village Coondapur taluk, S.Kanara Dt. till the eend of fasli 1357.

for Secretary

To

The Secretary to Government, Revenue Dept.

J.E.G. 16.10.

From

A. Subba Rao,
Attavar House,
Nireshwalliya,
Mangalore (S.Kanara)

To

The Secretary, Revenue Department,
Government of Madras, Fort St. George,
Madras.

P 20 above

P 8 CF of 46

Ref.No. 18-1 e / 47-48 Dated 11.9.47 & G.O. 2263/12.10.46

Sub: Land Revenue arrears - Holding No.1 Mudur village, S.Kanara District - suspended.

Sir,

I am advised that the arrears of revenue ~~from~~ for Faslies 1342, 43, & 44 are barred by the law of limitation.
(1933, 1934 & 1935)

2 I have made arrangements to pay up the balance arrears in full in a lump sum, but I pray that interest thereon may kindly be remitted.

3 On hearing from you as to how much the Government is willing to accept amicably and concessionally, I shall make arrangements to deposit the amount so indicated.

4 I solicit early orders so that the subject may be closed early.

Yours faithfully,

X A. Subba Rao

Mangalore,
D/- 18-10-1947

REVENUE DEPARTMENT

Subject

ASSESSMENT--Land Revenue (South Kanara)--Coondapur Taluk--Mudur village Holding No.I--Arrears suspended--Further report of Chief Conservator of Forests.-Submitted.

-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-x-

L. Dis.No. C.9503/47.

Station: Madras. Dated 15-11-1947

From

T. M. S. MANI ESQ., O.B.E., I.C.S.,
Secretary, Board of Revenue, Madras.

S. RANGANATHAN ESQ., O.B.E., I.C.S.,
Commr. of Land Revenue and Commercial Taxes.

Read:- (1) From the Chief Conservator of Forests, Ref.No.13155/46-D1, dated 29-9-1947:--

pp 2-8 above

Ref: My No.13155/46-D1, d/4-2-47. p 26

In continuation of the reference cited, I enclose a revised sketch on 2" = 1 mile scale showing the S.Nos.of the Forest property belonging to the late Sri Rama Rao. The following S.F. Nos. which will form a compact block are recommended for acquisition:-

S.No.	Classification.	Extent.
29	Panja (dry)	0.96
38/1	"	3.37
16/1	"	626.10
63	"	1024.60
62	"	339.39
19	Panja (wet)	3.06
38/2	"	8.82
	Total	2006.30

R.D.

as for perusal. The main file (C.N.O 18 Rey 1947) has been sent to Legal and Dev. with a draft order. The return of that file may be awaited.

[illegible] 23/12/47

S.Nos. 83, 119/1 and 119/2 are scattered bits whose acquisition by the Forest Department would not be worthwhile.

The Tahsildar Coondapoor estimated that the cost of acquisition of this 2006-30 acres under the Land Acquisition Act would be Rs.30090/- The District Forest Officer, South Kanara reports that the lowest and middle slopes of the block contains moist deciduous to semi evergreen virgin forest except for about 150 acres, kumried some 20 years ago and abandoned. The upper slopes contain evergreen forests containing Dipterocarpus indicus, Poeciloneuron indicum, calophyllum elatum and Terminalia Paniculata. The forest undoubtedly contain good timber but owing to their unaccessibility and malarious nature all efforts to work them at a profit even in war time when timber prices were very high appear to have been unsuccessful. The District Forest Officer has valued the lower slopes of about 1000 acres at Rs.3/- per acre and the upper slopes of 1000 acres at Rs.40/- per acre i.e. a total of about Rs.43000/-. Taking into consideration the fact, that the petitioner, Sri Attavar Subba Rao has confessed himself vide para 6 and 7 of his petition, that the property cannot be cultivated and is incapable of development without a considerable expenditure on roads buildings etc., and opinion in which the Distric Forest Officer and Conservator concur, I do not consider that it will fetc in public auction any thing like the Rs.30090/- proposed by the Tahsildar Coondapoor as its value if acquired under the Land Acquisition Act.

I therefore, recommend that these 2006.30 acres be put up to auction in one lot on 1-4-48 as contemplated by Government, and the Collector of South Kanara or preferably the Conservator, Ootacamund Circle be authorised to bid for the property up to about Rs.25000/- Although acquisition under the L.A.Act would convey a better title to the land any deficiency in this respect can be made up by reservation under the Forest

Forest
Act subsequently.

-x-x-x-x-x-x-x-

Read:- (2) From the Board of Revenue, Ref.C.9503/47-1, dated 20-10-47. - N C
(3) From Chief Conservator of Forests, Ref.13155/46-D1, d/3-11-47. - N C

L.DIS:

Submitted to the Government in continuation of Board's Ref.S.5552/46-4 dated 4th March 1947.

for SECRETARY.

To

The Secretary to Government,
Revenue Department. (with a copy of C.C. of Forest's letter
Ref.13155/46-D1, dated 29-9-47 and a sketch.)

AR.17/11.

Nagahakai Bare R.F

Reference

R.F. boundary according to Section 16 notification and survey of India Maps
Boundary of survey fields belonging to late Sri. A Rama Rao (SF62) (SFNo 16, 19, 29, 35/1&2, 62 & 63)
Land belonging to Pandit Devadas Raj, Sanjeeva Rao & Kalyani Bai of Mangalore (SF No 17)
Government waste land (SF No 18)
River & Stream

(Sd) M.D. Sahni
8-5-47
Asst. Forest Officer
South Kanara

(True Copy)

K Ramachandran

REVENUE DEPARTMENT.

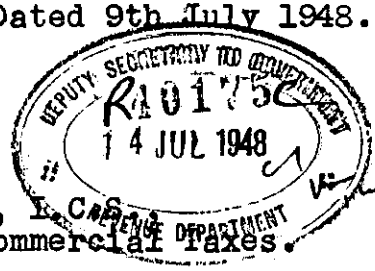
Subject.

LAND REVENUE - (South Kanara) - Coondapur taluk - Mudur village - H.No. 1 - Arrears - Realisation by sale - Fixation of fair price - Difficulties - Collector's report - Submitted.

..

Station : Madras,

Ref.C.No.6637/48.1 Dated 9th July 1948.



From

P.M. Jayarajan Esq., Bar-at-Law, I.C.S.,
Secretary, Board of Revenue.

To

S. Ranganathan Esq., O.B.E., I.C.S.,
Commissioner of Land Revenue and Commercial Taxes.

Pp 21-28 CF of C)

READ: 1. G.O. Ms. No. 158, Revenue dated 26.1.1948.
2. Letter from S.R. Kaiwar Esq., I.C.S., Collector of South Kanara, Ref.A5.No.4184/48, dated 22.6.1948.

Pp. 2-3 below

Reference:

Submitted to the Government for information.

2. The Collector's further report is awaited.

for Secretary.

To the Secretary to Government, Revenue Department.
" Collector of South Kanara.

MAB 14/7.

SA.10.7.

Copy

Copy of letter Ref.A5.4184/48 dated 22.6.1948 from S.R.Kaiwar Esq., I.C.S., Collector of South Kanara.

REVENUE RECOVERY - (South Kanara) - Coondapur taluk - Mudur village - H.No. 1 - Arrears - Realisation by sale - Fixation of fair price - Difficulties - Report - Submitted.

Ref: Board's Ref. Mis. 171/48 dated 11.2.48.

Agreeably to paragraph 3 of the Board's orders, orders were passed on the petitions dated 8.11.46 and 18.10.47 of Sri A.Subba Rao and communicated to him.

2. So far the arrears of land revenue due on this holding have not been paid. In the course of enquiry it was found that the property together with some other lands was sold to Sri Venkataramana Ayyar son of Sri Rajagopal Ayyar, Mylapore, Madras for Rs.30000/-. The papers relating to the transfer of registry were disposed of recently. As it is necessary to go through certain procedure before putting up the lands for sale under the R.R. Act, demand notice No. 1 has been sent to the Collector of Madras for execution on Sri Venkatramana Ayyar. The result is awaited.

3. In the meantime action was taken to fix the fair value of the land and also for grouping lands with a view to put up the lands for sale in lots. But it is found that it is very difficult to group them in lots and also to fix fair value for the following reasons.

i) The dry lands measuring about 1994.82 acres are contiguous and form a chain of steep mountains about a mile in height and three miles long. The entire area is covered by dense tree growth, and form an extensive forest. The wet lands present a deserted having been left fallow for the last

ii) As regards valuation, the Tahsildar has roughly fixed Rs.130/- as the fair value of wet lands per acre on the basis of approximate letting value. He also reports that according to a certain sale of lands in the village in 1943, the average value per acre of wet land comes to Rs.10/-. He values the dry lands at Rs.8/- per acre. None of the value can be said to be fair. However, there is no body in the locality who is prepared to take up the lands in sale or even on lease owing to the bad conditions which the lands are situated.

4. However, it is presumed that the necessity for putting up the lands for sale under the R.R. Act for the purpose of realisation of the arrears of land revenue may not arise as the present purchaser, who has already invested Rs.30000/- on these and some other lands is not likely to allow the lands to be sold. The result of the execution of the demand notice may be therefore awaited before further action is taken. If however these attempts fail, the report contemplated in paragraph 3 of the G.O.Ms.No.158 dated 26.1.48 will be submitted.

26'd/

Revenue Department.
Subject.

REVENUE RECOVERY - (SouthKanara) - Coondapur Taluk Mudur village - H.No.1. Arrears - Realisation.

***

Ref:C.6637/48.2.

Station: Madras. Dated 25-8-48.

From

P.M. Jayaraman Esq., Bar-at-law., I.C.S.,
Secretary, Board of Revenue, Madras.

S. Ranganathan Esq., O.B.E., I.C.S., Commissioner of Land Revenue and Commercial Taxes.

Read:- From the Collector of South Kanara, Ref.A.5.4184/48 dated 16-8-48:-

Reference:-

The Collector of Madras is requested to take special efforts to effect speedy collection of the Land Revenue dues from Sri R. Venkatramana Ayyar of Madras the new holder of the holding No.1, Mudur village, Coondapur taluk, South Kanara.

For Secretary.

To the Secretary to Government, Revenue Department, Madras.
To the Collector of Madras.
To the Collector of South Kanara.

ADN.26.8.

Copy of the letter from the Collector of South Kanara, Mangalore, Ref.A.5.4184/1 dated 16-8-48.

Sub:- Revenue Recovery - (South Kanara) Coondapur Taluk Mudur village - H.No.1. Arrears - Realisation.

Ref:- 1. Board's Res.Mis.171/48 dated 11-2-48.
ii. This office Ref.A.5.4184/48 dated 22-6-48.
iii. do. dated 16-7-48.
iv. Board's Ref.C.No.6637/48.1 dated 9-7-43.

It is learnt from the Tahsildar Madras (South) that a sum of Rs.1000/- has been received as second instalment. The total Land revenue assessment so far received amounts to Rs.3000/-. The Tahsildar says that the third instalment has been promised to be paid after 15-8-48.

/ True Copy /

For Secretary.

TO U.S

Submitted for perusal of Pt. 4-5 above

2 The Bd's further report may be awaited until 1.10.48

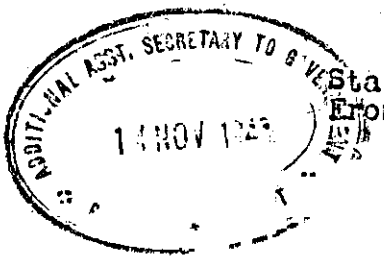
RD

R64241C

Revenue Department.
Subject

REVENUE RECOVERY - (South Kanara) -Coondapur Taluk - Mudur village -H.No.1 - Arrears - realisation - report - called for.

Ref: C.No.6637/48-3,



Station: Madras. dated 10th November 1948.

From

P.M.Jayarajan Esq., Bar-at-Law, ICS.,
Secretary, Board of Revenue.

S.Ranganathan Esq., OBE., ICS.,
Commr. of Land Rev. & Commercial Taxes.

Read the following:

Board's Ref. C.No.6637/48-1, dated 9-7-48.
From the Collector of South Kanara, Ref.C.No.A5.4184/48, dated 26-10-1948.

The Tahsildar Madras (South) has reported that a sum of Rs.1,000/- was realised from SriR.Venkatramana Ayyar towards the fourth instalment and credited into the Madras Taluk Treasury in chalan No.3160 dated 28-9-48. The total land revenue realised in respect of this holding till now amounts to Rs.5680-13-0. The fifth instalment is expected only after 15-10-48 and he collection of this amount will be reported on hearing from the Tahsildar, Madras (South).

Sd. xx xx
for Collector.

p.t.o.

Reference:

In continuation of its report cited above the Board submits the further report read above received from the Collector of South Kanara.

for Secretary.

To the Secretary to Government, Revenue Department (para 1).

To the Collector of South Kanara (para 2).

S.H. 11/1

Revenue Department.
Subject.

REVENUE RECOVERY -(South Kanara) - C oondapur Taluk - Kundur village - H.No.1 - Arrears - reallocation - further report submitted.

Ref:C.No.6637/48-4,

Station: Madras. dated 29th November 1948.

From

P.M.Jayarajan Esq.,Bar-at-Law,ICS.,
Secretary, Board of Revenue.

S.RanganathanEsq.,OBE.,ICS.,
Commr.of Land Rev. & CommercialTaxes.

Read the following:

Board's Ref.C.No.6637/48-3, dated 10-11-1948.
From the Collector of South Kanara, C.No.A5.4184/48,d/15-11-48.

In continuation of its report cited above, the Board submits the further report received from the Collector of South Kanara.

2. The Collector's further report is awaited.

for Secretary.

To the Secretary to Government, Revenue Department.
To the Collector of South Kanara.

J.H. 30/11

30.11.48

p.t.o.

Copy of letter No.C.No.A5.4184/48, dated 15-11-1948 from the Collector of South Kanara.

Ref: Board's Res.Mis. No.1171/48, d/11-2-48
This Office, Ref.A5.4184/48, d/22-6-48.
Board's Ref.C.No.6637/48-, dated 9-7-48, 25-8-48.

The Tahsildar, Madras (South) has since reported that a further sum of Rs.1500/- was realised from SriR.Venkataramana Iyer towards the fifth instalment and credited into the Madras Taluk Treasury in chalan No.280 dated 3-11-1948. The total land revenue realised in respect of this holding till now amounts to Rs.7180-13-0. It is reported that the balance amount due on this holding will be realised in one or two instalments before the close of the next month. The collection of the balance amount will be reported on hearing from the Tahsildar (Madras (South).

REVENUE DEPARTMENT
Subject:

***

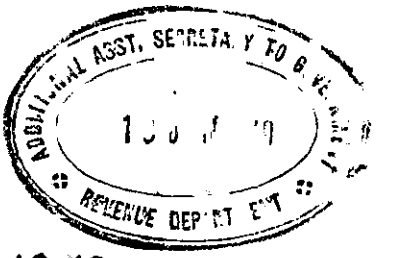
Revenue Recovery- (S.Kanara)- Coondapur Taluk- Mudur village-H.No.1 for arrears-realisation-Further report submitted.

Station: Madras. Ref:C.6637/48-5 Dated. 7-1-49

From —

P.M.Jayarajan Esq.,Bar-at-Law.,I.C.S.,
Secretary, Board of Revenue, Madras.

S.Ranganathan Esq.,O.B.E.,I.C.S.,
Commr. of Land Revenue & Commercial Taxes.



Read:

Board's Ref: C.6637/48-4 d/29-11-48.
S. Kanara Collector's Ref:C.MA5- 4184/48 d/22-12-48
Madura Collector's L.Dis 9176/48 d/24-12-48.

Reference:

1. Submitted to the Government in continuation of the Board's reference cited above.

2. In his letter cited above the Collector of South Kanara has stated that arrears outstanding against holding No.1. of Mudur village, Coondapur taluk at the end of F.1357 are Rs. 11415-5-6 inclusive of Rs. 680-13-0, the arrears for F.1357. The amount of Rs. 10734-8-6 reported to have been realised by the Collector of Madras does not include the arrears for F.1357. The Collectors are requested to recover the entire arrears and submit their final reports to the Board at a very early date.

for Secretary.

To

The Secretary to Government, Revenue Department, Madras (with enal)
The Collector of Madras (para 2 with S.Kanara Collector's letter).
The Collector of S.Kanara (para 2 with Madras Collector's letter).
B/8-1.

11415-5-6
680-13-2
10734-8-6

Copy of Ref: C.5- 4184/48 d/22-11-48 from the Collector of S.Kanara.

Revenue Recovery-(S.Kanara)-Coondapur taluk- Mudur village- H.No.1- arrears-realisation-report submitted.
Ref: Board's Ref: C.6637-48-3 d/10-11-48.

The total land Revenue arrears outstanding against holding No.1. of Mudur village, Coondapur taluk at the end of F.1357 was Rs. 11415-5-6 as detailed below.

		Rs
Fasli.	1342	751-5-0
	1343	859-7-0
	1344	715-4-0
	1345	716-6-0
	1346	759-15-0
	1347	765-4- 0
	1348	787-11-6
	1349	796-2-0
	1350	796-2-0
	1351	617-1-0
	1352	617-1-0
	1353	629-12-0
	1354	629-12-0
	1355	646-12-0
	1356	646-12-0
	1357	680-13-0
	Total	11415-5-6

2. Out of this arrears a sum of Rs. 7180-13-0 has been recovered so far from Sri R.Venkataramana Iyer of Madras. The particulars of the amounts collected and credited into the Madrastaluk treasury are as follows:-

Amount recovered. Rs	Chalan No. and date of credit. Ch. No.
2000-0-0	Ch.No.3090/3-7-48
1000-0-0	71/2-8-48
680-13-0	2796/30-8-48
1000-0-0	2797/30-8-48
1000-0-0	3160/28-9-48
1500-0-0	280/3-11-48
7180-13-0	

10734-8-6
680 13 0
11415 5 6

3. The Tahsildar, Madras South says that the balance amount will be realised in one or two instalments before the close of the next month.

Sd. xx
for Collector
(True copy).

P.t.o

Copy of MadrasCollector's-L.Dis 9176/48 d/24-12-48.

Revenue Recovery-S.Kanara Dt.-Coondapur taluk-Mudur village-holding No.1. arrears. of Land Revenue for F.1342 to 56 -realised.

Board's Ref: 6637/48-2 d/25-8-48.

The entire amount of Rs. 10/04-8-0 has been collected from Sri R.Venkatarama Iyer residing at No.18, Salai St. Mylapore

Sd. xx
or Collector.

(True copy).

for Secretary.

B/8-1.

To A.S III

Rev. Deptt

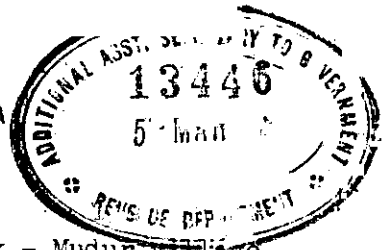
Submitted for perusal of Pp Nos 10-12 above

2. The Bdo. further report may be awaited until 10.2.49

10.1.49

16/1/49

REVENUE DEPARTMENT.



Subject.

Revenue Recovery - (South Kanara) - Coondapur taluk - Mudur village - H.No. 1 - Arrears - Realisation - Further report - Submitted.

Station : Madras,

L.Dis.C.No.6637/48 Dated 3..3..1949.

From

K.N. Anantaraman Esq., I.C.S.,
Secretary, Board of Revenue.

V.R.S. Sathianathan Esq., I.C.S.,
Commissioner of Land Revenue and Commercial Taxes.

READ: Board's Ref: C. No. 6637/48.5 dated 7.1.1949.
From the Collector of South Kanara, L.Dis.1443.49 dated 25.1.49.

Ref: Board's Ref.C.No.6637/48.5 dated 7.1.1949.

The arrears of land revenue out-standing against holding No. 1 of Mudur village, Coondapur taluk at the end of Fasli 1357 were Rs.11,415.5.6. This entire amount was realised from Sri R.Venkatrama Iyer residing at No. 18 Salai Street, Mylapore in instalments and credited into the Madras Taluk Treasury as detailed in this office report Ref.C.No.A5.4184/48 dated 22.11.48 and 27.12.48. Hence the balance to be realised from the defaulter is nil.

L.Dis.

Submitted to the Government in continuation of the Board's

Board's reference read above.

for Secretary.

To the Secretary to Government, Revenue Department.
Copy to Collector of Madras.

SA.4.3.

To A.S.

Rev. Deptt

Please see the Board's report on pp 13–14 above. As the entire arrears are reported to have been realised no further action is called for. The papers may be lodged & shelved with Govt. 158 Rev. & 26.1.49

10/3/49 & 16/3/49

11/3/49

Physical Verification
on
22.1.68

Lr.No.18 2e/67 Read G.O.Ms.No.1552 Rev. dated 9.7.46.
G.O.Ms.No.2263 Rev. dated 12.10.46.

~~fields, forming a compact block of forest~~ land are put up for sale in separate lots/lots and arrangements made for a Govt. land for them ~~to be~~ upto their (fair) value:— (which will be fixed by the Bd of Rev.

S no.	classification	Extent.
29	Panja (dry)	0·96
38/1		3·37
46/1		626·10
63		1024·60
62		339·39
49	Panja (wet)	3·06
38/2		8·82

L.C. No 18 L/46
Rev. Dept.

Assessment - Land Revenue - (South Kanara) - Coondapur Taluk - Mekkunj village - Holdings Nos 1 and 2 - Request for remission of arrears - Petition from Sri A. Subba Rao, Mangalore dated 8.11.46.

Please see the petition of Sri A. Subba Rao and the minute of H.M (Rev) dt.

2. The petitioner requests that the entire arrears of revenue - now totalling over Rs. 1000 - may be remitted. If total remission is found impossible, he requests that he may be directed to pay not more than 6 years revenue free of interest and that he may be granted time for its payment. In August 1945, the petitioner made a representation to the Govt. requesting that the arrears of revenue, kept suspended till then might be remitted. The above representation was examined in consultation with the Bd. of Rev. In G.O. MS No 2263 Rev. dated 12.10.46 the petitioner was informed that his request could not be complied with and that the lands would be put up for sale after 1.4.1948, for the recovery of the arrears of land revenue due on the lands. The Bd. of Rev. was also told, in connection, that the lands, when sold, should be bought, if possible, by the Govt.

3. Please see the minute of H.M (Rev) on p 2-N.F. of G.O. MS No 2263 Rev. dated 12.10.46. The file may be circulated to H.M (Rev). For orders, whether, in view of the orders issued in the above G.O., it is necessary

to call for a fresh report. The case may be circulated
Rev. Sh to H.M.Rev. for orders.
11.1.47. (64.47)
Redm (64.47) P to Rev

MK. 16/1/47

J. 20/1

H M Rev

Please write Bd

The amt. could be collected in some instalments, if so how. Of course there will be no question of remitting any portion. What is the total due thus far?

K.R.U
24.1.47

of some of the lands belonging to the petitioner Sri A. Subba Rao may be deferred till his petition to the Govt. is disposed of. The Bd's view may be accepted. Subject to orders, a draft memo is submitted. After wire the Bd's reply to Govt. memo dt 27.1.47 may be awaited. We may see meanwhile

Pp 1-3 CF

Rec 11.3.47

MK. 3/3/47

DS.

Rec 3.3.47

Pp 10-11 CF

27067

Issued as Memo No 18-L/47-227 dated 15.3.47

Dewk,

To HS The notes from p1 above & the memo on p10 c2 may be perused and the file may be returned to Rev

20/3/47

RD

67/47-1/3/47.

To RM

The Bd's reply to the Govt. memo dt 27.1.47 may be awaited (The Bd is being reminded separately)

MK 25/3/47

Pp 12-13 CF

From the Bd. of Rev. Rep C3546/47-1 dated 8.5.47

TO AS I

Please see the notes and orders of Ex-HM (Rev) on p 1-3 above and the Board's reference at Pp 12-13 C.F.

2 This file deals with the request of the petitioner that either (1) the

entire arrears of land revenue upto date on the lands may be remitted or, in case the total remission is found not feasible, he may be directed to pay not more than 6 years revenue free of interest and granted time for its payment. ~~over~~ ~~para~~ 1 2 & 13 of p 3 C.F.

3. On G.O. Ms. No 155 2 Rev. dated 19.7.46 the Govt. directed that the collection of the arrears of land revenue relating to Faslis 1342 to 1355 due on holding No. 1 of Mudur village, Coondapur taluk, South Kanara district belonging to the petitioner and his brother should be suspended till the end of Fasli 1355 2nd August which, the petitioner made a representation to the Govt. requesting that the arrears of revenue kept suspended till then might be remitted. The above representation was examined in consultation with the Bd. of Rev. and, in G.O. No 2263 Rev. dated 12.10.46 the petitioner was informed that his request could not be complied with and that the lands would be put up for sale after 1-4-45 (when the minor heirs will be attaining majority) for the recovery of the arrears of land revenue due on the lands. The Bd. of Rev. was also told that in that connection, that the lands, when sold, should be bought, if possible, by the Govt.

4. The Bd. has reported that holding No 1 is in arrears from fasli 1342, and that the arrears due on the holding upto Fasli the end of fasli 1356 is Rs 1073-6-6, that the 1355 is Rs 1008-12-6. (It is understood that arrears upto the end of fasli 1355 bear interest at 6% p.a. & that there are no arrears outstanding against holdings and this amount excludes the current demand of Rs 64-6-12-0 for fasli 1356). For the reasons stated in para 4 of Collector's letter at p 13 C.F. the Bd. has recommended the Collector's proposals to recover the arrears

two equal instalments, the first instalment commences from the current fasli. For whether the Bd's recommendation was accepted —

— 5 — Attention is invited to G.O.M. 2263 Rev. dated 12.10.46, Bd's reference 5-6 CF. and Govt. memo on pp 10-11 CF. & Audit submitted that, if the Bd's recommendation at 'A' above is accepted, the second sentence of para 1 and 2 of G.O. Ms No 2263 Rev. dated 12.10.46 are superseded. The Bd. of Rev. may, however, be asked to come up on the question of sale of the lands for the recovery of arrears of revenue and the bringing in of land by the Govt, if possible, if the ryot fails to pay the arrears in four instalments. For orders. — ft 3 CF

5. The petitioner states, in para 9 of his petition, that he has no fund to purchase except the land in question. So, even for paying the land revenue arrears instalments, he will have to sell the land. He himself says that the land will not fetch good price — see paras 5-8 & 11 of his petition. It is, therefore, doubtful whether, by the process allowing him to sell his land in portions & pay the land revenue arrears in instalments, entire arrears will be realised.

On the other hand, if the land is brought to sale by the Govt & the Govt purchase an extent of nearly 2000 acres of it, which is forest-land, will become a valuable link between the Govt Reserve Forests — see the sketch on p 9 of the Forest Dept. Report on pp 7 & 8 of the Govt. Memo.

necessary to modify the orders in G.O.
263 Rev dt 12-2-48 by adopting perhaps (a) ;
to delete the last words "if possible"
Dev may be requested to advise

MK
20/5/47

17.5.47

"4 years assessment is in
arrear. Petr was a minor till
recently & his younger brother is
still a minor. The property
consists mainly of forest which is not easily
exploitable. It is all that is left
of very extensive properties belonging
to the family. In the circs the
Bd's recommendation to collect
the arrear in 6 instalments may
be agreed to, although what
petr has asked for is remission
of the entire arrear or in
the alternative, collection permitted
of not more than 6 years' arrear
in instalments. This follows
Mr Karanth's minute at page 2
~~There is no need for further to be~~
~~sent~~

23541

~~Dr Lal~~

Dev.

Rev.M.O 18 XC/47

23.5.47

48990

Dev. Dept.

The owner of Holding No.1 of Mudur village, Coondapur Taluk, South Kanara dist, the petitioner has represented that the holding consists of about 2078 acres classified as punja land and about 18 acres of classified as nanja ~~and~~ Bagaryath lands.

JOINT SECRETARY TO GOVERNMENT
26 MAY 1947
DEVELOPMENT DEPT.

The assessment on the holding is in arrears for 15 years. In G.O.No.2263(Ms) Rev. dated 12.10.46 the petitioner was informed that the lands will be put up for sale after 1.4.48 under the Land Revenue Recovery Act for the recovery of the arrears of revenue due on the lands. The Govt. also ordered that the land when sold should be bought by the Govt. if possible.

2. The petitioner has requested in his petition on pp.1-3 c.f. that the arrears of revenue due upto date may be remitted and if for any reason total remission is found not to be feasible, he may be directed to pay not more than 6 years revenue free of interest and some time may be granted for payment of the same.

The late H.". Rev ordered that no portion of arrears will be remitted, and that the Board should be asked if the amount could be collected in instalments and if so how. The Bd. has reported that the total amount due on the holding is Rs. 10,734-8-6 and that an amount of Rs.10087-14-6, bears interest at 6% per annum and ~~that there is no objection to the petitioner being allowed to pay the arrears in~~ recommended the collector's proposal that the arrears may be recovered in six equal instalments, the first instalment commencing from the current fasli.

3. Attention is invited to the sketch on pp.9 c.f. for a plan of the survey numbers comprising holding No.1 on which the arrears are due. The D.F.O. South Kanara has reported that an area of 2000-30 acres included in the holding lies between the Madibare and Ganikalbare Reserve Forests, that this block actually breaks the continuity of the Ghat Forest along the Mysore frontier boundary and that it is highly desirable to secure the continuity by reserving the area. The area is reported to contain extensive and thick jungle growth and also good cultivable lands. It is also reported that there are water heads of two important streams in the block and that there is an old cart-track running to the foot of the hills, which if repaired would form an important extraction road not only for exploiting this area but also for the two adjoining reserved forests. For these reasons, the D.F.O. has proposed that the block should be reserved. The C.C.F. has reported that it is highly desirable that the Government should buy the block

constitute
and ~~cultivate~~ it as reserved forest.

4 ~~The Coll. Secy., Rev. Dept. has suggested that if the petitioner is allowed to pay the arrears in instalments, he will sell away the land~~ in portions, that it is doubtful whether the entire arrears will be realised in full, that if on the other hand the land is brought to sale by the Govt. and the Govt. purchase it (an area of about 2000 acres of forest land) it will become a valuable link between the two Govt. reserve forests. He has therefore suggested that the petitioner's request ~~may be negatived and that the area may be purchased by the Govt. after 1.4.48.~~ Rev. Secy has for the reasons stated on p.6 above, proposed that the Board's recommendation to collect the arrears in instalments may be agreed to

5 For orders whether the proposal of the Board of Rev., which has been agreed to by Rev., will be agreed to by this dept. also.

6 After orders are passed, the file may be returned to Rev.

For the reasons mentioned in para 3 above, this dept. may recommend purchase of the land by Govt by bringing it for sale for arrears of revenue. The Forest dept. are emphatically of opinion that the acquisition of this piece of land is very desirable and that it will serve as a valuable link between two Govt. R.F.D. Forests. Rev. may be requested to circulate to Hon (Agri) also

30/5/47

Rev

DEV NO MS 4899 C 147

3.6.47

RO

Puts

PNNs from p 3 above may be read. For orders whether A and 6 above or B above will be accepted

OK. 5/6/47

$87/6/47

Hon (Agri) see first

Hon (Agr) let I also think that H.M.(P.H) who has local knowledge may see it earlier

10/6

H M (Agri)

, JUL 1947

Hon (Lab)

PERSONAL ASST. SECRETARY TO GOVT.
4 JUN 1947
1701

may be circulated again to H.M.P.U., H.M. (Agr.)
& H.M. L.R.

MS
13/4/67

87/1867

I cannot since I have no personal knowledge of the lands to which this petition relates. MS 10/6/67

H.M. (U.S.A.)

H.M. (Agri.)

H.M. (L.R.)

I am not for taking [illegible] about the bounty of the applicant to get sold for arrears of revenue that it to knock it down for a small amount. I suggest the following Course 1) Since the C.C. reports that it is highly desirable to preserve it the property may be valued by the fair method of Valuation & the value comes to more than the amount due from the applicant, the amount due to Govt may be set off and the balance after the value and the balance if any given to the applicant (2) Applicant being given the facility to pay up the entire balance in 6 annual instalments beginning with the next fasli year (3) Question of remission of any amount

The applicant may be asked which of the above two alternatives he would prefer & to give his reply in a month. If he does not reply in either the property should be sold for arrears of revenue.

I agree with
H.M. (Agr.)

Dev may see the orders in circulation
Please put up a draft. The file
can then be sent to Secret for perusal
DK
24/6/47

AS I

~~Draft submitted. Dev may see~~ Legal

(1) A draft minute on the lines of
(4) (Agt's minute is noted.

2 It is presumed, with reference
first alternative that if the fac-
ies of holding No 1 falls short of h
area due, the balance will be collected. / perhaps a minute to be considered later
this is not an addition may perhaps
made in the draft to make this clear.
DK 27/6/47

3 Dev may see & also Legal.

DK
27/6/47

28.6.47

60946

Dev / Legal

Rev. dt. 18 Dec/47
-8.6.4

Rev Dept.

(This dept. last noted on pages 6 to 8 above.)

The draft memo placed below may be
used and the file passed on to Legal

4. 30/6/47 "Legal"

Dev no Bogie 4/47
Legal 30/6/47

Legal Dept

Seen in Legal. If the presumption
is as referred in para 2 of the note of Rev
Dept above, it is better to clarify the
position in the draft.

This is obviously
to leave no
matter in doubt
4.7.47

AS

RD

Submitted for orders
herein, with reference

S: I/Govt
4/7/47

DRC 1913/47

Legal 7216
1-7-47

ASSISTANT SECRETARY
S/E
2 JUL 1947
LEGAL DEPARTMENT

ASSISTANT
Dev
JUL 1947

Legal No 7216/47

to the first alternative proposed by ITI (Appl) c
p q above, if the fair value of holding No. 1
falls short of the arrears, the balance
will be collected. Legal opinion that the
point should not be kept in doubt; but
clarified, in the order below.

MK
11/7/47

10/7

In the order

Instead of setting forth two alternatives
of fair value being less than the arrears,
we can perhaps ascertain from the Collector
myself the fair value of the lands in question
& he will then be in a position to furnish
and we can issue a definite order.

dog
12/7

To AS I

With reference to Secretary's orders above
a draft memo is submitted for approval. May
be circulated, after issue

RK
12.7.47

MK
14/7/47

dog
14.7.47

S

H.dn. (LR)
H.dn. (Agr)

23/7

25/7

The Collector of South Kanara. Rc. CMA 9505/47
S 25.7.47.

From the Collector of S. Kanara letter Ref. Conf. B-1/9505/47 dated 6.8.47.

TO ASI

Please see the Collectors letter mica A ~~in~~ f. 16 cf received at pp. 17-18 c.f. The Bds report may be ~~in~~ f. 14 cf awaited.

Rec'd 12.8.47.

7/8/47

From the Bd. of Rev. Ref C 35-16/47-4 dated 19.8.47 ~~in f. 7 = 19~~

between two Govt. Reserve Forests and that it is highly desirable that the Govt. should
X on p7 C/F purchase this extent and constitute it a R. Forest.

5. This deptt. supported the Bd's.
A on p 6 above proposal to collect the arrears in 5 instalments
The Dev. deptt. supported the C.C.F's proposal
B on p 8 above that the Govt. should purchase the land and convert it into a Reserve Forest. When the file was circulated, H.M (Agri) proposed adoption
B on p 9 above of either of the following courses, whichever the petitioner prefers.

i) The Govt to fix a fair price for the lands included in the holding and to take the lands at that price, refunding any excess that there may be over and
X on p 9 above above the land revenue arrears due on the holding

ii) The entire land revenue arrears due on the holding to be paid in six annual instalments, commencing from fasli 1357.

H.M (L&R) agreed with H.M (Agri)

6. With reference to proposal (i), it was considered desirable to specify what the Govt would do, if the fair value of the lands fell short of the arrears due. The Collector was requested to report, through the Bd of Rev, the fair value of the lands. The report has been received

7. The Collector has reported that the lands included in holding No 1, together with 542 acres of dry land included in holding 2 belonging to the petitioner and his brother have been arranged to be sold to one Sri R. Venkatrama Iyer of Madras for Rs 30000 and that, basing on these figures, the fair value of the lands included in holding 1 works out to Rs 24,000 or in round figures.

8. The sale of the lands will presumably be effected after the petitioner's

brother reaches majority.

2. The question for consideration now is whether, in view of the proposed sale of the lands in question, there is any need at all to revise the orders in G.O. Ms No 2263 Rev. dated 12.10.46. The Collector may be asked to report about the progress of the negotiations for sale of the lands. Orders on the petition may be reserved till the result of the negotiations is known. For orders. Dev may see.

-7.847. Mr Utley

PK. 29/8/47

I don't quite follow what the proposing to do. The decision now is that 2 courses should be put to the petr.? The fundamental basis of our case is that an extent of 2000 acres in holding no 1 should be reserved for forest purposes. That purpose cannot be achieved if some one else buys the land. What is the point then of "watching the progress of the negotiations"? Answer very urgently please.

29.8.47

Submitted.

3. The idea of constituting the lands into a Reserved Forest originated with the Board when on the Collector's report that the only way of realising the land Revenue arrears was to bring the lands to sale under the Revenue Recovery Act after the petitioner's brother reached majority on 1-4-48 the Board in its Proc. dt. 14.9.46 asked the C.C.F. if his department would require the lands if Govt should happen to buy it on sale under the R.R. Act". And the C.C.F.

In his letter dt. 4.2.47, Collector states that it was highly desirable that the Govt. should buy in the block & constitute it a Reserve Forest". Thus the persons are not that the Govt must purchase the land for forest purposes, but that if the Govt. happen to purchase them at a Revenue sale, it is desirable to constitute them into a R.F.

3. In view of the facts

a). that they acquire the lands for Govt forest purposes is only a subsidiary object,

b) that the main object is the realisation of the arrears due on the

c) that the realisation of the arrears would apparently be easy if the proposed sale of the lands is effected

Considered that orders might be issued the result of the negotiations for the the lands was known.

ACF may perhaps be asked to state whether it is absolutely necessary to purchase the land in question for being reserved for forest purposes. If so Board may be asked to take over the land on payment of the value fixed before any other private party purchases it.

DK
4/9/47

Ack this does not carry out the orders on ⊙ at p 9 ante
Please speak

8/8/47

We may now ask the L.L. as ordered by Hon (Agri.) at p 9.
Store draft

8/11/47

Issued as Memo no 18 4 C/47-8 Rev. dated 11.9.47
From the Bd. of Rev. Refer no. C 9230/47-8-1 Dated
15.10.47.
From Sri. H. Sobha Rao Pathiri Dated. 18.10.47

To RSI

Notes from p 12 above and pp 20-23 C.F. may be read.

2 With reference to the memo at p 20 C.F., the petitioner has replied that the arrears for fasli 1342 - 47 are barred by limitation and that he has made arrangements to pay the balance in a lump sum and has requested that the collection of interest on the arrears may be waived.

3 With reference to A above, it is submitted that, as the postponement of the sale of the lands was the result of a statutory bar to the sale during the minority of the petitioner's brother (section 63 of the Revenue Recovery Act read with Regulation X of 1831), the question of limitation does not seem to arise.

4 In view of 'B' above, the question of pursuing either of the two alternative courses proposed in the memo at p 20 C.F. does not arise.

5 It is presumed that, in view of the orders underlined in red chalk on p 9 above and para 1 of memo on p 20 C.F., the request at 'C' above will be rejected.

6 With reference to the Board's Reference on pp 21-22 C.F., it is submitted that there is no need to postpone the collection of the arrears due on the holding for fasli 1342-1357 beyond 1.4.48; and orders have been issued for realising the arrears after that date (see para 2 on p 12 above).

7 A copy of the petitioner's reply at p 23 C.F. may be communicated to the Bd. of Rev. and the Bd asked (1) to see that the entire arrears due on the holding from fasli 1342 onwards

with interest thereon, are recovered as soon as possible, if necessary, by resorting to the sale of the lands under the Revenue Recovery Act after 1.4.48. and (2) in case the lands are sold under the Revenue Recovery Act, to see that they are bought in by the Govt, provided the price does not exceed the fair price of the lands for orders. Legal and Dev. may see before circulation.

Rev
31/10/47

Dev
31/10/47

SPECIAL ASSISTANT SECRETARY TO GOVERNMENT
31 OCT 1947
DEVELOPMENT DEPARTMENT

Legal

3/11/47

4/11/47

47

LEGAL DEPARTMENT.

The view expressed in paragraph 3 above is correct. Even otherwise the period of limitation for a suit by Government to realise their dues is 60 years under Article 149 of the Limitation Act. No portion of the arrears is therefore barred by limitation.

ASSISTANT SECRETARY
3 NOV 1947
LEGAL DEPARTMENT

8/11/47

S. Legal 8/11/47

Dev 7/11

Legal No 11845/47.
Fin 8/11/47.

11257

Dev (Rev) Dept.

This Rev Deptt's notes from p 16 above may be perused with ref. to this deptt's previous notes on pp 6-8 above and H.M.C (Agri)'s orders on p 9 above. This deptt may agree to 'H' above for orders. After orders are passed the file may be returned Rev Deptt.

Rev Deptt 15/11/47

Dev. No. 11025 7/47

15/11/47.

18/11/47

Rev

ASSISTANT SECRETARY
18 NOV 1947
3367
REVENUE DEPARTMENT

Add the file to file 8 on Rev No 25/11

TO Rev. Dept.

Notes from p 12 above and pp 24-25 C.F. may be read.

2. In this letter dtd. pp 24-25 C.F. the Chief Conservator of Forests has reiterated his proposal that the Govt. should purchase the extent of 2006.30 acres of forest land included in holding 1 at the proposed sale of the lands in the holding for Land Revenue arrears after 1.4.48. He has accordingly suggested that the extent of 2006.30 acres should be put up for sale in a separate lot & that the Collector of South Kanara or preferably the Conservator, Coorg circle should be authorised to bid for the property upto about Rs 25000.

3. The C.C.F's estimate of the value of the forest land is higher than the Collector's, which is Rs 24000 for the entire holding of 207.9.12 acres, including the forest land.

4. It seems sufficient to say that arrangements should be made for a Govt. bid for the forest land upto the fair value, leaving it to the Bd. of Rev. to decide as to the fair value and as to who should bid on behalf of the Govt.

5. Subject to orders a draft order is submitted. Dev and Fin Legal may see before circulation.

5/12/47

5/12/47

6/12/47

Legal / Dev / F

Legal Dept.

ASSISTANT SECRETARY 8 DEC 1947 LEGAL DEPARTMENT

Please see previous note 9 this Dept at p 17 ante. Re drafts may be perused & the file passed on

4 Dev

4 Fin 123056 5

Dev

13343

Legal U.O.NO 13343-9-12-47

40

Draft Note from file also may be read.
Draft Letter may issue

VS
9.1.48 — S 87/9/48

- HM (LR) 17-1-1

HM (Agm)

M | We may make it clear to the Bd that the Bd may fix the fair price which would be the maximum that for may go to Hon Bd

9/1

40 JAN 1948

Draft — The Dap as amended may issue
Seems unnecessary to recirculate to HM (LR)

Amendment
VS 21/1/48 — S 87/22/1/48 — 87/20/1/48